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8 UNITED STATES DISTRICT COURT  
9 EASTERN DISTRICT OF CALIFORNIA  
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12 EVALYN ANA MENDOZA,  
13 Plaintiff,  
14 v.  
15 KILOLO KIJAKAZI,  
Acting Commissioner of Social Security,<sup>1</sup>  
16 Defendant.  
17

No. 1:20-cv-01695-EPG

STIPULATED MOTION AND ORDER FOR  
EXTENSION OF TIME TO RESPOND TO  
PLAINTIFF'S OPENING BRIEF

(ECF No. 22)

18 IT IS HEREBY STIPULATED, by and between the parties through their respective  
19 counsel of record, with the Court's approval, that Defendant's time for responding to Plaintiff's  
20 Opening Brief be extended fourteen (14) days from Friday, May 13, 2022 to Friday May 27,  
21 2022. This is Defendant's second request for an extension. Counsel for Plaintiff has no objection  
22 to Defendant's request for an extension.  
23

24 Good cause exists for this request. In the process of drafting the brief in this case, it  
25 became apparent to the drafter of the need to discuss some issues raised in this case with the  
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27 <sup>1</sup> Kilolo Kijakazi became the Acting Commissioner of Social Security on July 9, 2021. Pursuant to Rule 25(d) of the  
28 Federal Rules of Civil Procedure, Kilolo Kijakazi should be substituted, therefore, for Andrew Saul as the defendant  
in this suit. No further action need be taken to continue this suit by reason of the last sentence of section 205(g) of the  
Social Security Act, 42 U.S.C. § 405(g).

1 client, specifically the possibility of settling this case. This requires further communication  
2 between counsel for Defendant and their client. An extension of 14-days would give sufficient  
3 time for the client to consider and respond regarding possible settlement or, if settlement is not  
4 possible, briefing the case.

5 Counsel apologizes to the Court for any inconvenience caused by this delay and second  
6 request. All other dates in the Court's Scheduling Order shall be extended accordingly.

7 Respectfully submitted,

8 PHILLIP A. TALBERT  
9 United States Attorney

10 DATE: May 11, 2022

By: s/ Oscar Gonzalez de Llano  
11 OSCAR GONZALEZ DE LLANO  
12 Special Assistant United States Attorney  
Attorneys for Defendant

13 Respectfully submitted,

14 Attorneys for Plaintiff

15 DATE: May 11, 2022

By: s/ Jonathan O. Pena\*  
16 Jonathan O. Pena, Esq.  
17 Pena & Bromberg, Attorneys at Law  
18 (\*as authorized by email)  
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**ORDER**

Pursuant to parties' stipulated motion, IT IS ORDERED that Defendant shall have an extension, up to and including May 27, 2022, to respond to Plaintiff's Opening Brief. All other deadlines in the Court's scheduling order are extended accordingly.

IT IS SO ORDERED.

Dated: May 12, 2022

/s/ Eric P. Gray  
UNITED STATES MAGISTRATE JUDGE